

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

- - - - - x

UNITED STATES OF AMERICA

- v. -

ROBERT LEMKE,

SUPERSEDING
INDICTMENT

S2 21 Cr. 100 (AKH)

Defendant.

:

- - - - - x

COUNT ONE
(Threatening Interstate Communications)

The Grand Jury charges:

1. On or about November 22, 2020, in the Southern District of New York and elsewhere, ROBERT LEMKE, the defendant, knowingly and intentionally transmitted in interstate and foreign commerce a communication containing a threat to kidnap a person and injure the person of another, to wit, LEMKE sent electronic and voice messages to a New York City-based journalist ("Victim-1") threatening to cause physical harm to Victim-1 and Victim-1's family as a result of statements made by Victim-1 relating to the outcome of the 2020 U.S. presidential election.

(Title 18, United States Code, Sections 875(c) and 2.)

COUNT TWO
(Threatening Interstate Communications)

The Grand Jury further charges:

2. On or about November 29, 2020, in the Southern District of New York and elsewhere, ROBERT LEMKE, the defendant, knowingly and intentionally transmitted in interstate and foreign commerce a communication containing a threat to kidnap a person and injure the person of another, to wit, LEMKE sent electronic and voice messages to a New York City-based journalist ("Victim-2") threatening to cause physical harm to Victim-2 and Victim-2's family as a result of statements made by Victim-2 relating to the outcome of the 2020 U.S. presidential election.

(Title 18, United States Code, Sections 875(c) and 2.)

COUNT THREE
(Threatening Interstate Communications)

The Grand Jury further charges:

3. On or about January 6, 2021, in the Southern District of New York and elsewhere, ROBERT LEMKE, the defendant, knowingly and intentionally transmitted in interstate and foreign commerce a communication containing a threat to kidnap a person and injure the person of another, to wit, shortly after the attack on the United States Capitol in Washington, D.C., LEMKE sent electronic messages to a New York City-based family member ("Victim-3") of a journalist (the "Journalist") threatening to cause physical harm to Victim-3 and Victim-3's family as a result

of statements made by the Journalist relating to the outcome of the 2020 U.S. presidential election.

(Title 18, United States Code, Sections 875(c) and 2.)



FOREPERSON



AUDREY STRAUSS
United States Attorney

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(18 U.S.C. §§ 875(c) & 2.)

AUDREY STRAUSS
United States Attorney

AS
Foreperson.

07/21/21 Superseding Indictment Filed

(CA)

KAPANKE
USMJ